

**NEW HAMPSHIRE BOARD OF DENTAL EXAMINERS
2 INDUSTRIAL PARK DRIVE
CONCORD, NH 03301**

MEETING MINUTES –January 7, 2008

The January 7, 2008 meeting of the New Hampshire Board of Dental Examiners convened at 3:00 p.m. with the following members present:

Eliot L. Paisner, DMD, President
Neil S. Hiltunen, DMD, Vice President
Gerald A. Smith, DMD
Marshall A. Baldassarre, DMD
Ronald J. Hrinda, DMD
Linda M. Seedner, RDH
Stacy A. Plourde, RDH
Charles F. Post, DMD

Absent: Hon. Vivian Desmarais, Public Member

The Board approved the minutes of December 4, 2007 as amended.

ADMINISTRATIVE

1. Statutes and Rules

a. Statutory Proposals

- 1) SB 404 - Dental Residencies – This bill has been requested by the Board and the New Hampshire Dental Society.
- 2) HB 1406 – This bill attempts to facilitate volunteerism by health care professionals. A public hearing will be held on January 9th before the Judiciary Committee. The Board supports this bill.
- 3) HB 1208 – This bill addresses the independent practice of hygienists. There will be a public hearing on February 5th. The Board voted to oppose the bill.
- *4) HB 1487 – This bill would create a commission to study the creation of an advanced dental hygiene practitioner. The commission would be composed of 15 members only 2 of which would be dentists. The Board voted to oppose this bill because, among other reasons, very few members of the proposed committee have experience in the practice of dentistry, or knowledge of alternative models of practice.

b. Rule Proposals

- 1) Rules 2007-II (fees)-The Board voted to adopt and file (notice # 2007-146). The rule raises license application fees and renewal fees for active licensees to meet the requirements of RSA 317-A:4.

- 2) Rules 2008-I – This package of rules is in the initial draft stage.
- 3) Conscious Sedation – Rules addressing conscious sedation, including nitrous oxide use, are being addressed by a Board subcommittee. Comments have been solicited from dentists throughout New Hampshire who have permits to administer conscious sedation.
2. Teeth Whitening – The Board received a letter complaining about teeth whitening being performed in a day spa. The Board has no authority regarding dental activities not involving its licensees. However, it will consult with the Pharmacy Board about this matter.
3. Scope of Practice – The Board received an inquiry asking if dentists could administer flu shots during a pandemic flu event. Such activity would normally be outside dentistry's scope of practice. In an emergency, state directives might temporarily change that scope.
4. International Testing – The Board voted to inform the American Dental Association that the Board does not oppose the Association providing National Board Examinations to candidates at locations outside the U.S. and Canada.
5. Out of State Consultants – In answer to an inquiry, the Board interprets RSA 317-A:20 to allow out of state dentists, who do not have an active New Hampshire dental license, to consult with New Hampshire dentists. Contact must be strictly dentist to dentist and involve no patient contact by the out of state dentist; otherwise the out of state dentist would need an active New Hampshire dental license.
6. Ownership Interests – As required by RSA 125:25-c, the Board will add a question to its biennial registration form addressing ownership interest in an entity providing diagnostic or therapeutic services, excluding in-office ancillary services.
- **7. Dental Survey – The Board voted to include a survey with its 2008 biennial registration materials. The survey would seek to determine characteristics of the New Hampshire dental workforce which would be of value in addressing access to care issues.
8. Informational
 - a. Semi-Annual Project Update
 - b. ADA re: Unauthorized DOCS Use
 - c. CODA Minutes
 - d. AAOMS Evaluation Manual – The Board will ask its anesthesia/sedation evaluation committee to amend its evaluation protocol if necessary to meet the 2007 Evaluation Manual guidelines.
 - e. CITA News
 - f. AADE Sexual Boundaries
 - g. NPDB Executive Minutes

- h. WREB Exam
- i. WREB re Mutual Recognition
- j. DANB Actions
- k. Arrest Details
- l. Corporate Control of Dental Practices
- m. Financial Interests

* Plourde and Seedner abstained

** Smith dissented

QUALIFICATION AND LICENSURE

1. Public Health Programs

The Board voted to accept the annual report of the following programs:

Children's Dental Network-Some statistics were in error and were subsequently corrected.
The Rock Dental Clinic

2. Public Health Program Expansion - informational

3. Inactive to Active Status

Elias M. Malouf, DMD
Swaroop C. Seetaram, DMD

4. Hygiene Applications Approved.

Martha J. Thomas, RDH

5. Dental Applications Approved

Mary-Louise B. Leblanc, DMD
Lawrence L. Mauro, Jr., DMD
Sajini S. Shetty, DMD
Shannon E. Mills, DDS
Felix Maldonado-Reyes, DDS

6. Answers to Licensure Questions

- a. Requirements for licensure may be found on the Board's website.
- b. Dentist to dentist consultations do not require a New Hampshire dental license.

7. Endorsement Certification - The Board voted to not require passage of the written portion of the Northeast Regional Board Examination for license applicants who otherwise qualify for licensure by endorsement. The Board will amend Den 301.01 (i) and Den 301.02 (h) (1) to reflect this change.

8. Lapsed Dental Hygiene License – Obtaining a new dental hygiene license is addressed in the Board’s administrative rule Den 301.01. Teaching dental assisting does not require a dental hygiene license.

9. Conscious Sedation Permit

Kevin D. Boulard, DMD – The Board voted to issue Dr. Boulard a permit to administer conscious sedation upon confirmation that he has completed BLS as well as ACLS, and has participated in the conscious sedation of the documented cases he presented to the Board.

Members of the Board voted unanimously unless otherwise indicated.

Members of the Board voted unanimously to go into non-public session for the purpose of discussing investigations of alleged licensee misconduct, noting that such a non-public session is authorized by RSA 91-A:3 and the Board’s executive and deliberative privileges.

Raymond J. Jarvis, DMD
Executive Secretary